

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	
BREAKER <i>et al.</i>	)	Art Unit: 1635
	)	
Application No. 10/669,162	)	Examiner: Jane J. Zara
	)	
Filing Date: September 22, 2003	)	Confirmation No. 4368
	)	
For: RIBOSWITCHES, METHODS FOR	)	
THEIR USE, AND COMPOSITIONS FOR	)	
USE WITH RIBOSWITCHES	)	

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.  
Customer Number 23859

November 13, 2007

Dear Sir:

Applicant or patent owner hereby appeals under 37 C.F.R. § 41.31 to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 10, 2007 finally rejecting claims 1-7, 20 and 21.

The item(s) checked below are appropriate:

1. ☒ An extension of time to respond to the final rejection:
- (a) ☐ was obtained for \_\_\_\_\_ month(s).
- (b) ☒ is requested herewith under 37 C.F.R. § 1.136.


ATTORNEY DOCKET NO. 25006.0016U2  
APPLICATION NO. 10/669,162

2. Payment in the amount of \$315.00 for the following fees is to be charged to a credit card and such payment is being made via EFS Web to cover the following fees:
- ☒ Appeal fee amount pursuant to 37 C.F.R. §41.20(b)(1) = \$255.00/Small Entity.
- ☒ Extension of time fee amount pursuant to 37 C.F.R. §1.17(a)(1) = \$60.00 – one month extension of time fee.
3. ☐ Enclosed is a Pre-Appeal Brief Request for Review and \_\_\_\_ sheets of reasons.


The amount is believed to be correct; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

NEEDLE & ROSENBERG, P.C.

  
\_\_\_\_\_  
Robert A. Hodges  
Registration No. 41,074

NEEDLE & ROSENBERG, P.C.  
Customer Number 23859  
(678) 420-9300  
(678) 420-9301 (fax)

CERTIFICATE OF ELECTRONIC TRANSMISSION UNDER 37 C.F.R. § 1.8			
I hereby certify that this correspondence, including any items indicated as attached or included, is being transmitted via electronic transmission via EFS-Web on the date indicated below.			
Name of Person Mailing (Print/Type)	Robert A. Hodges		
Signature		Date	November 13, 2007